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Attorneys for Defendants
THE GUARDIAN LIFE INSURANCE
COMPANY OF AMERICA and
BERKSHIRE LIFE INSURANCE
COMPANY OF AMERICA

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MAURICE P. LEWIS,

Plaintiff,

vs.

BERKSHIRE LIFE INSURANCE COMPANY
OF AMERICA; THE GUARDIAN LIFE
INSURANCE COMPANY OF AMERICA,

Defendants.

Case No. 2:05-CV-00407 WBS-JFM

**STIPULATION OF DISMISSAL;
ORDER OF DISMISSAL WITH
PREJUDICE**

Stipulation of Dismissal; Order of Dismissal with Prejudice

1 Plaintiff Maurice P. Lewis ("plaintiff") and defendants Berkshire Life Insurance Company
2 of America and The Guardian Life Insurance Company of America ("defendants") have settled this
3 matter. Accordingly, plaintiff through his counsel of record Douglas K. deVries, deVries Law
4 Firm, and defendants, through their counsel of record Sean P. Nalty, Kelly, Herlihy & Klein,
5 hereby stipulate, as follows: This matter, having been settled, shall be dismissed with prejudice and
6 in its entirety as to all parties and all claims for relief.

7 Dated: October 3, 2005

deVRIES LAW FIRM
LAW OFFICE OF ROBERT K. SCOTT

8 By: /s/ Douglas K. deVries
9 DOUGLAS K. deVRIES
10 Attorney for Plaintiff

11 Dated: October 3, 2005

KELLY, HERLIHY & KLEIN LLP

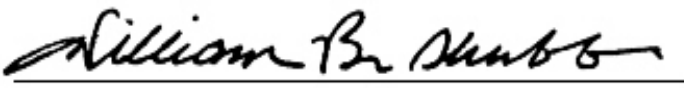
12 By: /s/ Sean P. Nalty
13 Sean P. Nalty
14 Attorney for Defendant
15 THE GUARDIAN LIFE
16 INSURANCE COMPANY OF
17 AMERICA and BERKSHIRE LIFE
18 INSURANCE COMPANY OF
19 AMERICA

20 **ORDER**

21 _____Based on the stipulation of the parties set forth above, this matter is dismissed with
22 prejudice and in its entirety as to all parties and all claims for relief.

23 **IT IS SO ORDERED.**

24 Dated: October 4, 2005

25 
26 WILLIAM B. SHUBB
27 UNITED STATES DISTRICT JUDGE
28

Stipulation of Dismissal; Order of Dismissal with2Prejudice